



PATENT  
ATTORNEY'S DOCKET NO.: B0410/7269D2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard A. Gambale et al.  
Serial No.: 10/767,550  
Filed: January 29, 2004  
For: VASCULAR INDUCING IMPLANTS  
Examiner: Not yet known  
Art Unit: Not yet known

---

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 31, 2004

  
Julie A. Bowen

---

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

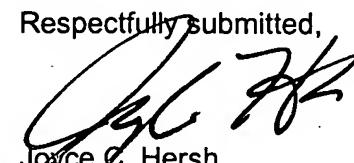
Transmitted herewith for filing are the following documents:

[XX] Information Disclosure Statement, PTO Form 1449, in duplicate, and cited reference

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (617) 261-3100, Boston, Massachusetts.

No fee is believed due with this filing. Please charge any fees or credits to the account of the undersigned, Deposit Account No. 50-1721, reference 0506765/0069. A duplicate of this sheet is enclosed for accounting purposes.

Respectfully submitted,

  
Joyce C. Hersh  
Reg. No.: 42,890  
KIRKPATRICK & LOCKHART, LLP  
75 State Street  
Boston, Massachusetts 02109-1808  
Tel.: (617) 261-3100  
Customer No.: 022832

ATTORNEY DOCKET NO.: B0410/7269D2

DATE: March 31, 2004



PATENT  
ATTORNEY'S DOCKET NO.: B0410/7269D2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard A. Gambale et al.  
Serial No.: 10/767,550  
Filed: January 29, 2004  
For: VASCULAR INDUCING IMPLANTS  
Examiner: Not yet known  
Art Unit: Not yet known

---

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 31, 2004.

  
Julie A. Bowen

---

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 C.F.R. §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the applicant requests consideration of this information disclosure statement.

**Compliance with 37 C.F.R. §1.97**

This information disclosure statement has been filed before the mailing date of a first office action on the merits in the above-identified application. No fee or certification is required.

The applicant hereby certifies, as specified in 37 C.F.R. §1.97(e), that each item

of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart of this application not more than three months prior to the filing of this statement. No fee is required.

**Information Cited**

The applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the relative importance of the references.

**Remarks**

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

- The examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- The enclosed form PTO-1449 be signed by the examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- The citations for the information be printed on any patent which issues from this application.

By submitting this information disclosure statement, the applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

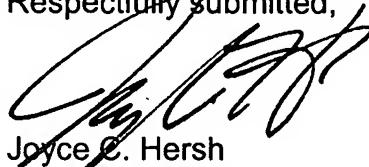
By submitting this information disclosure statement, the applicant makes no representation that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this information disclosure statement, the applicant makes no

representation that the information cited in the statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

It is understood by applicant that the foregoing information will be considered and, to the extent deemed appropriate by the examiner, will be reflected in the examiner's communication.

Respectfully submitted,



Joyce C. Hersh  
Reg. No. 42,890  
Kirkpatrick & Lockhart LLP  
75 State Street  
Boston, Massachusetts 02109  
Tel: (617) 261-3100  
Customer No.: 022832  
Attorneys for Applicants

Docket No.: B0410/7269D2

Date: *March 31, 2004*



Form PTO-1449 INFORMATION DISCLOSURE STATEMENT	Docket No.: B0410/7269D2	Serial No. 10/767,550
	Applicant: Richard A. Gambale	
	Filed: January 29, 2004	Group: Not yet known

U.S. Patent Documents							
Ex.		Doc. No.	Date	Name	Class	Subcl.	Filed
		4,969,458	11/13/1990	Wiktor			

U.S. PATENT APPLICATION DOCUMENTS						
Ex.		Ser. No.	Filed	Name	Class	Subcl.

FOREIGN PATENT DOCUMENTS						
Ex.		Doc. No.	Date	Name	Class	Subcl.

OTHER DOCUMENTS (including, Author, Title, Date, Pages, Etc.)						

Examiner:	Date considered
-----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. An \* indicates references that do not require a copy to be provided under 37 C.F.R. §1.98(d) because a copy was previously cited or submitted in a prior application, which is relied upon under 35 U.S.C. §120.